

10/539415

COMBINED DECLARATION AND POWER OF ATTORNEY FOR
UTILITY PATENT APPLICATION (Includes PCT)

Attorney Docket No.
TPP 31770

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;
that

I believe I am the original, first and sole inventor (if only one name is listed below)
or an original, first and joint inventor (if plural inventors are listed below) of the
subject matter which is claimed and for which a patent is sought on the invention entitled:
PROCESS FOR PREPARING DULOXETINE AND INTERMEDIATES FOR USE THEREIN

the specification of which (check one)

☐ is attached hereto.

☐ was filed on _____, as Application Serial No. _____ and was
amended on _____. (if applicable)

☒ was filed as PCT International Application No. PCT/GB2003/005357 on December 10,
2003, and was filed in the U.S. National Stage on June 17, 2005, as U.S. Patent
Application No. _____.

I hereby state that I have reviewed and understand the contents of the above identified
specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this
application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I do not know and do not believe the claimed invention was ever known or used in the United
States of America before my or our invention thereof, or patented or described in any printed
publication in any country before my or our invention thereof or more than one year prior to
this application, that the same was not in public use or on sale in the United States of
America more than one year prior to this application, that the invention has not been
patented or made the subject of an inventor's certificate issued before the date of this
application in any country foreign to the United States of America on an application filed
by me or my legal representatives or assigns more than twelve months prior to this
application.

I hereby claim foreign priority benefits under Title 35, United States Code §119 and/or
§365(a)(b) of any foreign application(s) and United States provisional applications for
patent or inventor's certificate listed below and have also identified below any foreign
application for patent or inventor's certificate having a filing date before that of the
application(s) on which priority is claimed:

Prior Foreign and U.S. Provisional Application(s)

Priority Claimed

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|------------------|----------------------|-------------------------|-------------------------------------|--------------------------|
| <u>0229583.0</u> | <u>Great Britain</u> | <u>19 December 2002</u> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| (Number) | (Country) | Day/Month/Year Filed | Yes | No |

| | | | | |
|----------|-----------|----------------------|--------------------------|--------------------------|
| _____ | _____ | _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| (Number) | (Country) | Day/Month/Year Filed | Yes | No |

I hereby claim the benefit under Title 35, United States Code, §120 and/or §365(c) of any United States application(s) or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

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| <u>Application Serial No.</u> | <u>Filing Date</u> | <u>Status</u> (patented, pending, abandoned) |
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| <u>Application Serial No.</u> | <u>Filing Date</u> | <u>Status</u> (patented, pending, abandoned) |
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I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith; Stevens, Davis, Miller & Mosher, L.L.P.; Anthony P. Venturino, Reg. No. 31,674; James E. Ledbetter, Reg. No. 28,732; Thomas P. Pavelko, Reg. No. 31,689; and Peter N. Lalos, Reg. No. 19,789. Direct all telephone calls to telephone no. 202-785-0100 and faxes to 202-408-5200.

Address all correspondence to 1615 L Street, N.W., Suite 850, Washington, D.C. 20036.

Cipla Limited retains the right to revoke this power of attorney at any time and at its own discretion.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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